

LEGISLATIVE MINUTES

MARLBORO TOWNSHIP COUNCIL MEETING

January 24, 2013

The Marlboro Township Council held its regularly scheduled Council Meeting on January 24, 2013 at 7:00 P.M. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey.

Council President LaRocca opened the meeting and announced that pursuant to the provisions of the Open Public Meetings Act, notice of this regularly scheduled meeting of the Township Council of the Township of Marlboro was faxed to the Asbury Park Press, the Star Ledger and News Transcript on January 7, 2013; faxed to the Board of Education Office; posted on the Bulletin Board of the Municipal Building, filed in the office of the Municipal Clerk and placed on the township website and Channel 77.

The Clerk called the Roll.

PRESENT: Councilman Cantor, Council Vice President Marder, Councilwoman Mazzola, Councilman Metzger and Council President LaRocca.

Also present were: Mayor Jonathan L. Hornik, Louis N. Rainone, Esq., Business Administrator Jonathan Capp, Municipal Clerk Alida Manco and Deputy Municipal Clerk Deborah Usalowicz.

Councilman Metzger moved that the minutes of Dec. 20, 2012 and Jan. 3, 2013 be approved. This was seconded by Council Vice President Marder and passed on a roll call vote of 5 - 0 in favor.

The following Resolution #2013-47/Ordinance #2013-1 (Amending chapter 4 - Division of Police - Increasing number of Special Law Enforcement Officers, Class IIs) was introduced by reference, offered by Council Vice President Marder, seconded by Councilman Cantor and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-47

BE IT RESOLVED by the Township Council of the Township of Marlboro that an Ordinance entitled:

ORDINANCE # 2013-1

AN ORDINANCE AMENDING CHAPTER 4, ARTICLE XIV, § 4-98, OF
THE CODE OF THE TOWNSHIP OF MARLBORO ENTITLED "DIVISION OF
POLICE" AMENDING TABLE OF ORGANIZATION

be introduced and passed on first reading and that the same be
advertised according to law; and

BE IT FURTHER RESOLVED that the same be considered for
final passage on February 7, 2013 at 7:00 p.m. at the Marlboro
Municipal Complex, 1979 Township Drive, Marlboro, New Jersey, at
which time all persons interested will be given an opportunity to be
heard concerning said ordinance.

ORDINANCE # 2013-1

AN ORDINANCE AMENDING CHAPTER 4, ARTICLE XIV, § 4-98, OF
THE CODE OF THE TOWNSHIP OF MARLBORO ENTITLED "DIVISION OF
POLICE" AMENDING TABLE OF ORGANIZATION

WHEREAS, Chapter 4 of the Code of the Township of Marlboro
entitled "Division of Police" provides a Table of Organization for
positions within the Division of Police; and

WHEREAS, the Police Chief has recommended that the Township
Council amend the Code of the Township of Marlboro increase the
number of Special Law Enforcement Officer, Class II from 4 to 16 in
order to accommodate requests for school security services and
provide municipal court security as requested by the Monmouth County
Municipal Division of Superior Court.

BE IT ORDAINED by the Township Council of the Township of
Marlboro, in the County of Monmouth and State of New Jersey, that
Chapter 4, Article XIV, § 4-98, Section C(2) of the Code of the
Township of Marlboro be amended as follows:

C(2) The Table of Organization of the Police Division may be
staffed up to the maximum number of persons specified herein:

<u>Maximum #</u>	<u>Position established</u>
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16	Special Law Enforcement Officer, Class II; and
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BE IT FURTHER ORDAINED, that if any section, paragraph,
subsection, clause or provision of this Ordinance shall be adjudged
by the courts to be invalid, such adjudication shall apply only to
the section, paragraph, subsection, clause or provisions so
adjudicated, and the remainder of the Ordinance shall be deemed
valid and effective; and

BE IT FURTHER ORDAINED, that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect on upon passage and publication in accordance with applicable law.

The following Resolution #2013-48/Ordinance #2013-2 (Amending Section 4-49 - Establishing the Position of Purchasing Agent) was introduced by reference, offered by Councilwoman Mazzola, seconded by Councilman Metzger and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-48

BE IT RESOLVED by the Township Council of the Township of Marlboro that an Ordinance entitled:

ORDINANCE # 2013-2

AN ORDINANCE AMENDING SECTION 4-49 OF THE CODE OF THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, TO ESTABLISH THE POSITION OF PURCHASING AGENT WITH THE DIVISION OF CENTRAL PURCHASING

be introduced and passed on first reading and that the same be advertised according to law; and

BE IT FURTHER RESOLVED that the same be considered for final passage on February 7, 2013 at 7:00 p.m. at the Marlboro Municipal Complex, 1979 Township Drive, Marlboro, New Jersey, at which time all persons interested will be given an opportunity to be heard concerning said ordinance.

ORDINANCE # 2013-2

AN ORDINANCE AMENDING SECTION 4-49 OF THE CODE OF THE TOWNSHIP OF MARLBORO, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, TO ESTABLISH THE POSITION OF PURCHASING AGENT WITH THE DIVISION OF CENTRAL PURCHASING

BE IT ORDAINED by the Township of Marlboro, in the County of Monmouth, State of New Jersey as follows:

1. There is hereby created the position of Purchasing Agent for the Township of Marlboro.
2. The Purchasing Agent shall be appointed by the Mayor.
3. The Purchasing Agent is required to possess a valid Qualified Purchasing Agent certificate, as issued by the New Jersey

Division of Local Government Services, Department of Community Affairs.

4. The Purchasing Agent shall have, on behalf of the Municipal Council of the Township of Marlboro, the authority, responsibility and accountability for the purchasing activity pursuant to Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.); to prepare public advertising for and to receive bids and requests for proposals for the provision or performance of goods, services and construction contracts; to award contracts pursuant to New Jersey law in accordance with the regulations, forms and procedures promulgated by state regulatory agencies; and conduct any activities as may be necessary or appropriate to the purchasing function of the Township of Marlboro.

5. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

6. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

7. This ordinance shall take effect immediately upon final passage and publication as required by law.

The following Resolution #2013-49 (Authorizing Contract for Affordable Housing Agent/Administration of Rehab & Affordability Assistance) was introduced by reference, offered by Council Vice President Marder, seconded by Councilman Metzger and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-49

RESOLUTION APPOINTING CME ASSOCIATES AS AFFORDABLE HOUSING AGENT AND
AUTHORIZING AFFORDABLE HOUSING ADMINISTRATION
SERVICES CONTRACT FOR THE YEAR 2013

WHEREAS, the Township re-petitioned the Council on Affordable Housing (COAH) for substantive certification of its Housing Element and Fair Share Plan in July of 2010; and

WHEREAS, the Township of Marlboro's Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH's Third Round Substantive Rules (N.J.A.C. 5:97-1, et. seq.); and

WHEREAS, a municipality's fair share obligation pursuant to N.J.A.C. 5:97-2.2(a) is comprised, in part, of an owner-occupied

rehabilitation obligation as well a rental rehabilitation obligation which pertains to housing units that are both deficient and occupied by low and/or moderate households; and

WHEREAS, the Township has an Affordability Assistance obligation pursuant to N.J.A.C.5:97-8.8; and

WHEREAS, the Township of Marlboro requires the services of an Administrative Agent, same to be appointed pursuant to a fair and open process pursuant to the provisions of N.J.S.A 19:44A-20.5; and

WHEREAS, the Township received a response dated November 28, 2012 from CME ASSOCIATES (the "Business Entity") in response to a Request for Qualifications for the services of an Affordable Housing Agent issued by the Township and a detailed proposal dated January 15, 2013 ("proposals") which sets forth the terms and conditions under which such services are to be rendered by the Business Entity under a contract to be awarded pursuant to a fair and open process in accordance with the provisions of N.J.S.A 19:44A-20.4; and

WHEREAS, CME ASSOCIATES Planning Department employs licensed professional planners that are certified affordable housing administrative agents; and

WHEREAS, it has been determined that the value of the contract will not exceed \$17,500.00; and

WHEREAS, funds have been certified by the Chief Financial Officer in trust account 15-228-55-054 for this purpose; and

WHEREAS, the Business Entity has completed and submitted a Business Entity Disclosure Certification certifying that the Business Entity has not made any reportable contributions that would bar the award of a contract pursuant to Marlboro Township Code Chapter 18, and that no reportable contributions that would violate Marlboro Township Code Chapter 18 will be made during the term of the Business Entity's contract; and

WHEREAS, the Township has been provided with the Business Entity's Disclosure of Campaign Contributions at least ten (10) days prior hereto, as required by P.L. 2005, c.271.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth and State of New Jersey, that:

1. The Township Council of the Township of Marlboro hereby authorizes and approves of the award of contract to CME ASSOCIATES pursuant to a fair and open process in accordance with the provisions of N.J.S.A. 19:44A-20.4; and

2. The contract shall provide for compensation at the rates set forth in the proposals dated November 28, 2012 and January 15, 2013, copies of which are attached hereto, in an amount not to exceed \$15,000.00; and

3. The Mayor and Township Clerk are hereby authorized to sign such Agreement after approval of same from the New Jersey Council on Affordable Housing; and

4. The Business Disclosure Entity Certification, Business Entity Disclosure of Campaign Contributions, and the Determination of Value shall be placed on file with this Resolution; and

5. That notice of the award of this contract shall be published in accordance with law.

6. That a certified copy of this Resolution shall be provided to each of the following:

- a. CME ASSOCIATES
- b. Affordable Housing Liaison
- c. DeCotiis, FitzPatrick & Cole, LLP
- d. New Jersey Council on Affordable Housing
- e. Business Administrator
- f. Chief Financial Officer

The following Resolution #2013-50 (Amending Fees for Long Term Special Duty Assignments for Police Officers) was introduced by reference, offered by Councilman Metzger, seconded by Council Vice President Marder and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-50

A RESOLUTION AMENDING FEES FOR LONG TERM SPECIAL DUTY ASSIGNMENTS FOR POLICE OFFICERS

WHEREAS, various entities operating within the Township of Marlboro from time to time request assistance from members of the Township of Marlboro Division of Police to perform special duty assignment services; and

WHEREAS, it is deemed to be in the interest of the public safety that personnel specially trained to undertake such policing activities be used in performance of such duties; and

WHEREAS, such services are considered a "special duty assignment from independent contractors" pursuant to Section 4-98(E) of the Code of the Township of Marlboro and as such is exempt from the Fair Labor Standards Act; and

WHEREAS, Section 4-98(E)(6) of the Code of the Township of Marlboro provides that the charges for all extra duty services provided by the Police shall be set forth in a resolution adopted by the Township Council; and

WHEREAS, said charges were initially established by Resolution #2000-105, amended by Resolutions #2007-81 and #2008-125; and

WHEREAS, the Division of Police has recommended that the hourly billing rates for special duty assignments for long term on-going police services for the Marlboro Board of Education shall be amended as follows:

\$29.75 per hour; and

WHEREAS, the Chief of Police has reported that these amended rates have been agreed to by the collective bargaining units of the affected employees; and

WHEREAS, such assignments are to be approved through the Chief of Police or his designee and are subject to all other provisions of Section 4-98(C) of the Code of the Township of Marlboro.

NOW, THEREFORE, BE AND IT IS HEREBY IT RESOLVED, by the Township Council of the Township of Marlboro, County of Monmouth, State of New Jersey, that effective upon passage hereof, the rates for special duty assignments for long term on-going police services for the Marlboro Board of Education shall be amended and established at \$29.75 per hour; and

BE IT FURTHER RESOLVED, that the same rates and services will be made available for such special duty assignments for long term on-going police services to other similarly situated applicants, subject to available manpower and the at the direction of the Chief of Police; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Chief Financial Officer
- b. Chief of Police
- c. Business Administrator
- d. Marlboro Board of Education

The following Resolution #2013-51 (Re-appointment to Zoning Board Alt. #1 - two year term) was introduced by reference, offered by Councilman Metzger, seconded by Council Vice President Marder and passed on a roll call vote of 5 - 0 in favor.

RESOLUTION # 2013-51

RESOLUTION APPOINTING ZONING BOARD
OF ADJUSTMENT MEMBER

WHEREAS, Section 4-90 of the Code of the Township of Marlboro created the Marlboro Township Zoning Board of Adjustment pursuant to the authority granted by N.J.S.A. 40:55D-69; and

WHEREAS, Section 220-8 of the Code of the Township of Marlboro provides that the Township Council shall appoint members of the Zoning Board of Adjustment; and

WHEREAS, the Township Council wishes to reappoint IBRAHIM EL-NABOULSI to serve as a member of the Zoning Board of Adjustment as Alternate #1, expiring December 31, 2014; and

NOW, THEREFORE BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Marlboro as follows:

That it hereby reappoints IBRAHIM EL-NABOULSI to serve as a member of the Marlboro Township Zoning Board of Adjustment in the position specified above, and for the term indicated above.

As the consent agenda, the following resolutions were introduced by reference, offered by Councilwoman Mazzola, seconded by Council Vice President Marder and as there was no objection, the Clerk was asked to cast one ballot: Res. #2013-53 (Award of Bid - Electrical Contract Service), Res. #2013-54 (Award of Bid - Printing/Direct Mailing Services), Res. #2013-55 (Award of Bid - Emergency Water Main Repairs), Res. #2013-56 (One Year Contract Renewal -Coach Bus Transportation), Res. #2013-57 (One Year Contract Renewal - Curbside Bulk Pick-up), Res. #2013-58 (Award of Contracts - Auto & Truck Parts - State Contract), Res. #2013-59 (Award of Contracts - Auto & Truck Parts - Mon. County), Res. #2013-60 (Award of County Contract - Deicing Materials), Res. #2013-61 (Redemption Tax Sale Certs - Various), Res. #2013-62 (Refunds for Overpayments - Various), Res. #2013-63 (Cancelling Uncollectible Taxes) and Res. #2013-64 (Refund Erroneously Paid Interest by Investors Bank).

RESOLUTION # 2013-53

A RESOLUTION AWARING CONTRACT TO LONGO ELECTRICAL MECHANICAL, INC.
FOR THE PROVISION OF ELECTRICAL REPAIR WORK FOR THE TOWNSHIP OF
MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for the PROVISION OF ELECTRICAL REPAIR WORK FOR THE TOWNSHIP

OF MARLBORO DEPARTMENT OF PUBLIC WORKS, and on November 20, 2012, received two (2) bids therefor; and

WHEREAS, the two (2) bids received were as follows:

Company	Contract 1A Municipal	Contract 1 B Water Utility	Combined CC1A/1B
Longo Electrical Mechanical, Inc Wharton, NJ	No bid	No bid	\$36,800.00
Maul Electric, Inc. Dayton, NJ	\$19,700.00	\$19,700.00	\$39,400.00

*Parts to be billed at the rate of ten percent (10%) above contractor's price.

For Labor Hourly Rates

Company	Longo Electrical Mechanical, Inc, Wharton, NJ	Maul Electric, Inc., Dayton, NJ
Foreman	\$120.00	\$115.00
Journeyman	\$110.00	\$105.00
Apprentice	\$42.00	\$82.00

WHEREAS, it has been determined that the submission of the lowest bidder, LONGO ELECTRICAL MECHANICAL INC is responsive as detailed in a January 10, 2013 memo from the Director of Public Works; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Director of Public Works as set forth herein;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to LONGO ELECTRICAL MECHANICAL INC whose address is 1 Harry Shupe Blvd., PO Box 511, Wharton, NJ 07885 for the PROVISION OF ELECTRICAL REPAIR WORK FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS, for a contract amount at the unit prices specified in the bid proposal not to exceed \$36,800.00 for labor beginning on February 1, 2013, for a term of one (1) year with an option to renew for one two-year period or two one-year periods on the same terms and conditions as specified in the bid; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, Contracts with LONGO

ELECTRICAL MECHANICAL INC, in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED funds in the amount of \$33,720.00 will be certified by the Chief Financial Officer at the time of adoption of the 2013 budget from the following accounts:

05	201	55	500	251
01	201	26	122	251
01	201	28	123	251
09	201	55	452	251
13	288	56	867	251
06	215	1210A	500	288
04	215	0221A	106	288
14	228	55	053	

; and

BE IT FURTHER RESOLVED funds for the 2014 portion of the contract will be certified at the time of adoption of the 2014 budget; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Longo Electrical Mechanical, INC
- b. Township Business Administrator
- c. Township Director of Public Works

RESOLUTION # 2013-54

A RESOLUTION AWARDDING CONTRACTS TO MGL PRINTING SOLUTIONS, CRAFTMASTER PRINTING, INC. AND URNER BARRY PUBLICATIONS, INC. FOR PRINTING-DIRECT MAILING SERVICES FOR THE TOWNSHIP OF MARLBORO

WHEREAS, the Township of Marlboro has authorized the acceptance of bids for PRINTING-DIRECT MAILING SERVICES and on November 21, 2012, received four (4) bids, as follows:

	MGL Printing Solutions, New Providence, NJ	Craftmaster Printing, Inc., Neptune City, NJ	Centurion Printing, Kenilworth , NJ	Urner Barry Publication s, Inc., Bayville, NJ
SECTION A: ENVELOPES	No Bid	8,132.75	15,512.50	12,457.00
SECTION B: BUSINESS CARDS	No Bid	2,209.00	3,595.00	2,949.00
SECTION C: LETTERHEAD	No Bid	183.75	265.00	270.00
SECTION D: FORMS	4,800.00	15,007.70	3,281.25	33,745.25
SECTION E:				
BOOKLETS/BROCHURES	No Bid	8,194.00	No Bid	4,988.00
SECTION F: POSTERS/SIGNS	No Bid	2,051.00	No Bid	144.00

SECTION G: STICKERS	No Bid	1,553.75	No Bid	1,647.00
SECTION H: COPIES	No Bid	1,941.00	No Bid	4,050.00
SECTION I: MISCELLANEOUS	No Bid	10,306.50	No Bid	8,181.00
SECTION J: PRINT/MAILING	No Bid	No Bid	No Bid	27,887.50
	4,800.00	49,579.45	22,653.75	96,318.75

WHEREAS, the Department of Administration has reviewed the bids received and reports that all of the respondents were non-responsive in that they took a variety of different exceptions to individual print job items, and/or did not offer a bid; and

WHEREAS, as a result of all of the respondents being non-responsive, not all of the bid items are recommended for award; and

WHEREAS, the Department of Administration also reports that the bid submission of Centurion Printing was materially deficient in failing to include a bid guaranty, rendering the bid non-responsive; and

WHEREAS, the Department of Administration has advised that the Township would be best served by awarding contracts to MGL PRINTING SOLUTIONS, 154 South Street, New Providence, NJ 07974, Craftmaster Printing, Inc., 2024 Corlies Avenue, Neptune City, NJ 07753, and Urner Barry Publications, Inc., 182 Queens Blvd., Bayville, NJ 08721, summarized as follows:

	MGL Printing Solutions New Providence, NJ	Craftmaster Printing, Inc., Neptune City, NJ	Urner Barry Publication s, Inc., Bayville, NJ
SECTION A: ENVELOPES	0.00	8,132.75	12,457.00
SECTION B: BUSINESS CARDS	0.00	2,209.00	2,949.00
SECTION C: LETTERHEAD	0.00	183.75	270.00
SECTION D: FORMS (ALL DEPTS EXCEPT TAX COLLECTOR, WATER & COURT ITEMS D25 & D26)	0.00	11,333.50	23,812.25
SECTION D: FORMS (TAX COLLECTOR)	2,895.00	3,217.00	4,739.00
SECTION D: FORMS (COURT ITEMS D25 & D26 & WATER)	1,905.00	457.20	5,194.00
SECTION E: BOOKLETS/BROCHURES (REC SR, RECREATION ITEMS E4 & E5 & DRUG ALLIANCE)	0.00	1,680.00	1,065.00
SECTION E: BOOKLETS/BROCHURES (RECREATION ITEMS E2 & E3, POLICE & MAYOR)	0.00	6,514.00	3,923.00
SECTION F: POSTERS/SIGNS	0.00	2,051.00	144.00
SECTION G: STICKERS	0.00	1,553.75	1,647.00
SECTION H: COPIES	0.00	1,941.00	4,050.00
SECTION I: MISCELLANEOUS (ASSESSOR, COLLECTOR, RECREATION ITEMS I8 & I9, & SWIM)	0.00	8,546.50	6,915.00
SECTION I: MISCELLANEOUS (EDC, POLICE, ENGINEERING, MAYOR & RECREATION ITEMS I14, I15 & I16)	0.00	1,760.00	1,266.00
SECTION J: PRINT/MAILING	0.00	0.00	27,887.50
	2,895.00	37,631.25	38,270.50

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation of the Department of Administration as set forth herein;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to MGL Printing Solutions in an amount not to exceed \$2,895.00, Craftmaster Printing, Inc. in an amount not to exceed \$37,631.25 and Urner Barry Publications, Inc. in an amount not to exceed \$38,270.50 for PRINTING-DIRECT MAILING SERVICES for the period January 1, 2013 through December 31, 2013 with an option to renew for one two-year or two one-year periods on the same terms and conditions as specified in the bid; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with MGL Printing Solutions, Craftmaster Printing, Inc., and Urner Barry Publications, Inc. in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED that funds will be certified by the Chief Financial Officer in 2013 upon adoption of the 2013 budget; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. GL Printing Solutions
- b. Craftmaster Printing, Inc.
- c. Urner Barry Publications, Inc.
- d. Township Business Administrator

RESOLUTION # 2013-55

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO LUCAS
CONSTRUCTION GROUP, INC. FOR THE PROVISION OF EMERGENCY WATER MAIN
REPAIRS FOR THE TOWNSHIP OF MARLBORO WATER UTILITY DIVISION

WHEREAS, the Township of Marlboro authorized the receipt of bids for the provision of emergency water main repairs for the Township of Marlboro Water Utility Division (the "Services") and on November 28, 2012 received five (5) bids therefore; and

WHEREAS, the five (5) bids received are summarized as follows:

	John Garcia Construction , Co., Inc.	J. Fletcher Creamer & Son, Inc.	J.F. Kiely Construction Co.	Caruso Excavating Inc.	Lucas Construction Group, Inc.
Category I - Labor	83,000.00	65,400.00	86,402.00	89,000.00	44,006.00
Category II - Equipment	40,000.00	26,208.00	25,200.00	146,000.00	24,008.00
Category III - Materials and Other	33,000.00	31,500.00	33,000.00	33,000.00	33,000.00
Category IV - Mobilization/ Demobilization	2,500.00	10.00	13,750.00	30,000.00	10,000.00
Total	158,500.00	123,118.00	158,352.00	298,000.00	111,014.00

WHEREAS, the Department of Public Works has reviewed the bids received and recommended that the Contract for the Services be awarded to Lucas Construction Group, Inc. as the lowest bidder, 173 Amboy Road, Morganville, New Jersey 07751, for the total bid price amount of \$111,014.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in Water Capital Account No. 06-215-1210A-500-288 for the Services; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that the bid for Emergency Water Main Repairs for the Township of Marlboro Department of Public Works be and is hereby awarded to Lucas Construction Group, Inc., 173 Amboy Road, Morganville, NJ 07751 for a contract amount not to exceed \$111,014.00 for a term of one (1) year with an option to renew for one two-year or two one-year periods on the same terms and conditions as specified in the bid; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Lucas Construction Group, Inc.
- b. Township Administrator
- c. Township Director, Dept. of Public Works
- d. Township Chief Financial Officer

RESOLUTION # 2013-56

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO VILLANI BUS COMPANY FOR THE PROVISION OF COACH BUS TRANSPORTATION SERVICES FOR THE TOWNSHIP OF MARLBORO RECREATION DEPARTMENT TRAVEL CAMP

WHEREAS, the Municipal Council of the Township of Marlboro awarded a contract to VILLANI BUS COMPANY for THE PROVISION OF COACH BUS TRANSPORTATION SERVICES FOR THE TOWNSHIP OF MARLBORO RECREATION DEPARTMENT TRAVEL CAMP on April 12, 2012; and

WHEREAS, the bid specifications included the option to renew said contract for an additional one (1) year period on the same terms and conditions at the exclusive option of the Township; and

WHEREAS, the Director of the Department of Recreation has recommended that the Township approve a one (1) year renewal of the contract; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to VILLANI BUS COMPANY whose address is 811 East Linden Avenue, Linden, NJ 07036 for a period of one year, in a total amount not to exceed \$174,883.00; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with VILLANI BUS COMPANY in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED that funds in the amount of \$174,883.00 will be certified from account number 09-201-55-400-288-419 at the time of the adoption of the 2013 municipal budget; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Villani Bus Company
- a. Township Business Administrator
- b. Department of Recreation

RESOLUTION # 2013-57

A RESOLUTION AUTHORIZING YEAR 2 OF CONTRACT TO FREEHOLD CARTAGE, INC. FOR COMMUNITY SPRING BULK PICK-UP AND DISPOSAL FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Municipal Council of the Township of Marlboro awarded a contract to FREEHOLD CARTAGE, INC. for COMMUNITY SPRING BULK PICK-UP AND DISPOSAL FOR THE TOWNSHIP OF MARLBORO DEPARTMENT OF PUBLIC WORKS on April 12, 2012; and

WHEREAS, the bid specifications included the option to renew said contract for two additional one-year periods; and

WHEREAS, FREEHOLD CARTAGE, INC.'S bid price for optional year 2013 is \$128,000.00 for Pick-Up and Transport and \$77,500.00 for Disposal for a total not to exceed \$205,500.00; and

WHEREAS, the Director of the Department of Public Works has recommended that the Township approve a one (1) year renewal of the contract; and

WHEREAS, the Mayor and Township Council have indicated their desire to accept the recommendation as set forth herein; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro, that a contract be awarded to FREEHOLD CARTAGE, INC. whose address is 825 Highway 33, Freehold, NJ 07728 for a period of one year, in a total amount not to exceed \$205,500.00; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute, and the Township Clerk to witness, contracts with FREEHOLD CARTAGE, INC. in accordance with this resolution, the bid specifications, and in a form to be approved by the Township Attorney; and

BE IT FURTHER RESOLVED that funds in the amount of \$205,500.00 will be certified from account number 01-201-26-117-233-112 at the time of the adoption of the 2013 municipal budget; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Freehold Cartage, Inc.
- b. Township Business Administrator
- c. Department of Public Works
- d. Chief Financial Officer

RESOLUTION # 2013-58

RESOLUTION AUTHORIZING AWARD OF STATE CONTRACTS TO VARIOUS
VENDORS FOR PURCHASE OF AUTO, TRUCK, HEAVY EQUIPMENT AND
LAWN MOWER PARTS AND SUPPLIES FOR THE DEPARTMENT OF PUBLIC
WORKS DIVISION OF VEHICLE MAINTENANCE

WHEREAS, the Township of Department of Public Works Division of Vehicle Maintenance is in need of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES in order to maintain the Township vehicle fleet; and

WHEREAS, the Division of Vehicle Maintenance has recommended that the Township purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES under various State contracts as follows:

	State Contract ID	Not to Exceed Amount
NAPA Auto Parts (F&C Auto)	73733	18,400.00
NAPA Auto Parts (Capital Supply, Inc./Bridge Auto Supply)	80071	7,900.00
Mid Atlantic Truck Center	73939	6,000.00
Hudson County Motors	73715, 81177	8,000.00
Greenfield Dodge	73709	2,500.00
D&W Diesel	76447	1,700.00
Normans Auto Services	77926	3,200.00
Jim Curley Auto Parts	73699	2,000.00
Norcia	73514, 69728, 74177, 73713	2,000.00
Perth Amboy Springs	73777	1,100.00
Craft Oil	81514	11,000.00
Harter Equipment	76919	1,500.00
Trius, Inc.	74175	3,000.00
Storr Tractor	76921	8,000.00
Foley Equipment	69705	2,000.00
Aurora	75554	3,000.00
Hoover Truck Center	73702	3,000.00

WHEREAS, pursuant to N.J.S.A. 40A:11-12, a municipality may, without advertising for bids, purchase goods under any contract for such goods entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the Department of Public Works to obtain AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES under various State contracts in order to maintain the Township vehicle fleet; and

WHEREAS, funds will be certified by the Chief Financial Officer at the time of order; and

WHEREAS, the Township Council desires to approve the purchase of said AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES; and

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from the vendors and under the State Contracts identified above in an amount not to exceed \$84,300.00; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Administrator
- b. Township Director of Public Works
- c. Township Chief Financial Officer

RESOLUTION # 2013-59

RESOLUTION AUTHORIZING AWARD OF CONTRACTS TO VARIOUS VENDORS FOR PURCHASE OF AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF VEHICLE THROUGH BIDS OBTAINED BY THE MONMOUTH COUNTY COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Township is authorized to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from bids obtained from a cooperative pricing system such as the Monmouth County Cooperative Purchasing Program pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, the Monmouth County Cooperative Purchasing Program conducted a public bidding process and awarded contracts to Edwards Tire Co., Inc., Freehold Ford, Freehold Dodge and Jesco, Inc., for the provision of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES; and

WHEREAS, the Public Works Department has indicated that Edwards Tire Co., Inc., Freehold Ford, Freehold Dodge and Jesco, Inc., have agreed to extend the pricing provided to Monmouth County to Marlboro Township through the Monmouth County Cooperative Purchasing Program; and

WHEREAS, the Township of Department of Public Works Division of Vehicle Maintenance is in need of AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES in order to maintain the Township vehicle fleet; and

WHEREAS, at this time, the Public Works Department has recommended the award of contracts as follows:

	County Contract ID	Not to Exceed Amount
Edwards Tire Company, Inc.	F-49-2012	45,300.00
Freehold Dodge	F-24-2012	2,200.00
Freehold Ford	F-23-2012	3,300.00
Jesco, Incorporated	F-41-2012	500.00

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey for the Department of Public Works to obtain auto and truck parts and

supplies under the Monmouth County Cooperative Purchasing Program in order to maintain the Township vehicle fleet; and

WHEREAS, funds will be certified by the Chief Financial Officer at the time of order; and

WHEREAS, the Township Council desires to approve the purchase of said AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase AUTO, TRUCK, HEAVY EQUIPMENT AND LAWN MOWER PARTS AND SUPPLIES from Edwards Tire Co., Inc., Freehold Ford, Freehold Dodge and Jesco, Inc. pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$51,300.00; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Township Administrator
- b. Township Director of Public Works
- c. Township Chief Financial Officer

RESOLUTION # 2013-60

RESOLUTION AUTHORIZING A CONTRACT FOR THE PROVISION OF DE-ICING MATERIAL (SODIUM CHLORIDE) THROUGH BIDS OBTAINED BY THE MONMOUTH COUNTY COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Township is authorized to purchase de-icing material (sodium chloride) from bids obtained from a cooperative pricing system such as the Monmouth County Cooperative Purchasing Program pursuant to the authority provided by N.J.S.A. 40A:11-11(6); and

WHEREAS, the Monmouth County Cooperative Purchasing Program conducted a public bidding process and awarded a contract to International Salt Company of Clarks Summit, PA, for the provision of de-icing material (sodium chloride) at a price of \$55.60 per ton; and

WHEREAS, the Public Works Department has indicated that International Salt Company has agreed to extend the pricing provided to Monmouth County to Marlboro Township through the Monmouth County Cooperative Purchasing Program; and

WHEREAS, at this time, the Public Works Department has recommended the award of contract for 2,000 tons of material at the contract price for a total not to exceed \$111,200.00; and

WHEREAS, it is in the interest of the citizens of the Township of Marlboro, County of Monmouth and State of New Jersey to purchase de-icing material (sodium chloride); and

WHEREAS, funds in the amount of \$111,200.00 for this purpose will be certified by the Chief Financial Officer in Account 01-201-26-119-292106 at the time of adoption of the 2013 budget; and

WHEREAS, the Marlboro Township Council, having considered the same, desires to authorize the purchase of 2,000 tons of de-icing material (sodium chloride) from the International Salt Company, at a price of \$55.60 per ton, pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$111,200.00.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, by the Township Council of the Township of Marlboro that authorization is hereby granted to purchase 2,000 tons of de-icing material (sodium chloride) from the International Salt Company, at a price of \$55.60 per ton, pursuant to the bid obtained by the Monmouth County Cooperative Purchasing Program, for a total amount not to exceed \$111,200.00; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. International Salt Company, Clarks Summit, PA
- b. Township Administrator
- c. Township Public Works Department
- d. Chief Financial Officer

RESOLUTION # 2013-61

WHEREAS, the rightful owners of several properties have redeemed tax sale certificates totaling \$ 268,089.43 as per Schedule "A",

WHEREAS, the holders of the above-mentioned tax sale certificates are entitled to the amount of the sale plus interest and costs,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro that the amount of \$ 268,089.43 be refunded to the certificate holders as per Schedule "A",

SCHEDULE "A"

<u>LIEN NO</u>	<u>BLOCK/LOT</u>	<u>LIENHOLDER</u>	<u>AMOUNT</u>
12-092	301/2	MTAG Services CUST	43,981.96
32 Regina Road		ACTF II NJ, LLC P.O. Box 54292 New Orleans, LA 70154 Assessed Owner: Lee, Christopher	
04-12	299/137	Life Center Academy	119,445.55
499 Union Hill Road		2035 Columbus Road Morganville, NJ 08016 Assessed Owner: Mokes, Terry	
11-71	193.05/2	Alvero Acquisition Corp	96,549.51
2 Hemingway Court		1 Executive Blvd Yonkers, NY 10701 Assessed Owners: Zemlock, Jordan & Robin	
2012-069	219/3	Inna or Jack Gelin	4,811.18
26 Harrison Street		1662 East 24th Street Brooklyn, NY 11229 Assessed Owner: Harrison, Lorri	
10-9	143.09/16	US BANK CUST FOR PRO	2,657.53
619 Vale Drive		CAPITAL 1, LLC 50 S. 16 th Street Suite 1950 Philadelphia, PA 19102 Assessed Owner: Mlot, Richard & Donna	
11-27	143.09/16	US BANK CUST FOR PRO	643.70
619 Vale Drive		CAPITAL 1, LLC 50 S. 16 th Street Suite 1950 Philadelphia, PA 19102 Assessed Owner: Mlot, Richard & Donna	
Total:			<u>\$268,089.43</u>

RESOLUTION # 2013-62

WHEREAS, the attached list in the amount of \$ 5,986.29
own as Schedule "A", is comprised of amounts representing
overpayments for 2012 taxes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro to refund the above-mentioned overpaid amounts as per the attached Schedule "A",

SCHEDULE "A"

<u>BLOCK</u>	<u>LOT</u>	<u>ASSESSED OWNER</u>	<u>2012 REFUND</u>
132.02/10/C0210		Matos, Pedro 210 Canterbury Lane Morganville, NJ 07751	2,247.56
148/2		Glowacka, Thomas & Cherie 95 Tennent Road Morganville, NJ 07751	737.56
180.01/6		Renaissance at Crine West, LLC 3663 Route 9 North Old Bridge, NJ 08857	816.14
193.03/21		Mikkilineni, Durga P. & Anuja 120 Briarcliff Drive Morganville, NJ 07751	749.96
312/195		Abramzon, Michael & Anne Murakhovsky 6 Edie Drive Marlboro, NJ 07746	1,185.07
170/45		Dudick, Kevin & Hilda 46 Brown Road Morganville, NJ 07751	250.00
Totals:			<u>\$ 5,986.29</u>

RESOLUTION # 2013-63

A RESOLUTION AUTHORIZING THE CANCELLATION OF
CERTAIN TAXES DETERMINED TO BE UNCOLLECTIBLE

WHEREAS, the attached list in the amount of \$816.07 known as Schedule "A", is comprised of taxes that remain outstanding and unpaid; and

WHEREAS, these outstanding taxes were for tax years 2012; and

WHEREAS, these parcels are known as a "gore" a lot created in error or a lot where ownership cannot be determined therefore,

WHEREAS, it has been determined that the said outstanding taxes, are uncollectible; and

WHEREAS, the Township Tax Collector has recommended that they be canceled.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Marlboro, in the County of Monmouth and State of New Jersey that the taxes relating to these properties, which have been determined to be uncollectible are hereby canceled in the amount of \$816.07.

RESOLUTION # 2013-64

RESOLUTION TO REFUND ERRONEOUSLY PAID INTEREST BY INVESTORS BANK

WHEREAS, the payment of property taxes for the fourth quarter (November 1), on the property records listed below was not received in the Tax Collector's office by the extended due date of November 19, 2012, and

WHEREAS, Interest was charged on the eleven properties in the amount of 2,855.11 which was subsequently paid by Investors Bank, and

WHEREAS, the Marlboro Township Tax Collector subsequently received verification that Investors Bank had made payment on time, and

WHEREAS, the verification that the payment was indeed made on time negates the interest that was erroneously charged.
NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Marlboro, Monmouth County, State of New Jersey that the refund of 2012 interest in the amount of \$2,855.11 is hereby authorized to be paid to Investors Bank.

At 7:35PM, Council Vice President Marder moved that the meeting be adjourned. This was seconded by Councilwoman Mazzola, and as there was no objection, the Clerk was asked to cast one ballot.

MINUTES APPROVED: FEBRUARY 21, 2013

OFFERED BY: MARDER AYES: 5

SECONDED BY: CANTOR NAYS: 0

ALIDA MANCO,
MUNICIPAL CLERK

FRANK LAROCCA,
COUNCIL PRESIDENT